



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/074,985	02/13/2002	Gote Karlsson	34354	6871

116 7590 06/21/2005

PEARNE & GORDON LLP
1801 EAST 9TH STREET
SUITE 1200
CLEVELAND, OH 44114-3108

EXAMINER

RODRIGUEZ, RUTH C

ART UNIT PAPER NUMBER

3677

DATE MAILED: 06/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Supplemental Notice of Allowability

Application No.

10/074,985

Examiner

Ruth C. Rodriguez

Applicant(s)

KARLSSON, GOTE

Art Unit

3677

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 28 January 2005.
2. ☒ The allowed claim(s) is/are 17-22 that will be renumbered 1-6 respectively.
3. ☒ The drawings filed on 13 February 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

17

EXAMINER'S AMENDMENT

This supplemental Action vacates the prior Examiner's Amendment. The prior Examiner's amendment incorrectly reference to claim 1 as the claim being modified. However, the claim being modified should have been claim 17 because this claim is the remaining independent claim.

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Ronald M. Kachmarik on 27 April 2005.

The application has been amended as follows:

Claim 17, line 2, "so that the handle can be turned around a first axis, wherein the first" has been deleted and a comma has been inserted after "tool".

Claim 17, line 3, has been deleted.

Claim 17, line 4, "the second axis is parallel to the first axis," has been deleted.

Claim 17, line 5, "with" has been replaced with --comprising-- and ", an axle and a pair of arms; the pair of arms attaching the semicylindrical groove to the axle" has been inserted between "handle" and the semicolon at the end of the line.

Claim 17, between lines 9 to 11, "the lower part comprising an axle that is an integral part of the lower part; and an arm attaching the lower part to the axle." has been replaced with --and the axle of the lower part being received within the holder for attachment of the handle to the portable tool so that the handle can be turned around a first axis, wherein the first axis is pivotable about a second axis located in the holder on the tool, and wherein the second axis is parallel to the first axis."

The following is an examiner's statement of reasons for allowance: Baker discloses a device that attaches a handle to a holder. The device comprises a lower part, an upper part, a screw, an axle and a holder. The lower part comprises a semicylindrical groove, an arm and an ear at the end of the arm. The semicylindrical groove accommodates the handle and the upper part keeps the handle in the groove of the lower part through a screw that fastens the upper part to the lower part. The holder receives the ear of the lower part and the axle fastens the holder to the lower part. Baker fails to disclose that the lower part further comprises two arms and an axle and that the holder receives this axle. Accordingly, it would not have been obvious to one having ordinary skill in the art to have a lower part comprised of two arms, a semicylindrical groove and axle in such a way the axle attaches the lower part to the holder in order to attachment of the handle to the holder in such a way that the handle can be turned around a first axis that is pivotable about a second axis located in the holder with the second axis being parallel to the first axis.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Lawrence (US 2,697,457), Heermann and Wehle (US 3,581,832), Belliston (US 4,145,810), Hoff (US 4,226,021), Kolodziejczyk (US 4,359,822), Karlsson et al. (US D 333,954), Dobrovolny (US 5,899,627), Nagashima (US 6,056,668), Lawrence (US 6,240,644 B1), Shaw (US 2002/0094234 A1) and Warashina et al. (US 2002/0104193 A1) are cited to show state of the art with respect to a device for attaching a handle with some of the feature of the current application or closely related.

Cosgrave (US 6,105,985), Kojima et al. (US 6,584,872 B1), Baker et al. (US 6,612,597 B2), Farrally-Plourde (US 6,736,414 B2), Yamabe (US 2004/0066019 A1) and Jungnickel (US 2004/0075227 A1) are cited to show state of the art with respect to devices attaching a holder to a handle.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ruth C. Rodriguez whose telephone number is (571) 272-7070. The examiner can normally be reached on M-F 07:15 - 15:45.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, J. J. Swann can be reached on (571) 272-7075.

Submissions of your responses by facsimile transmission are encouraged. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-6640.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

RCR
rcr

June 15, 2005

Ruth C. Rodriguez
Patent Examiner
Art Unit 3677



JJ Swann
Supervisory Patent Examiner
Technology Center 3600